

RESOLUTION AUTHORIZING A SETTLEMENT AND MUTUAL RELEASE
BETWEEN AMERICAN WATER ENTERPRISES, INC., ON BEHALF OF
AMERICAN WATER SERVICES, INC., AND THE TOWNSHIP OF NORTH
BRUNSWICK RELATING TO CERTAIN UNDERBILLED CUSTOMER
ACCOUNTS

WHEREAS, on August 27, 2002, American Water Enterprises, Inc., on behalf of American Water Services, Inc., hereafter (American Water) , the Middlesex County Improvement Authority (hereinafter the "MCIA"), and the Township of North Brunswick entered into a Water Services Agreement ("Services Agreement") for the operation of the Township's water system ("Water System"); and

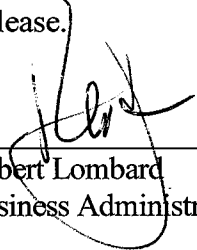
WHEREAS, the terms of the Services Agreement require American Water to provide, among other things, certain billing services related to the Water System; and

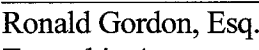
WHEREAS, the parties discovered that several accounts were either under-billed or over-billed during the period from October 1, 2002, to September 30, 2013, as the result of alleged errors made by American Water when the accounts were initially set-up; and WHEREAS, the Township alleges that the under-billing of accounts during the time period from October 1, 2002, to September 30, 2013, resulted from alleged errors made by American Water and have caused certain adverse financial impacts on the Township ("Under-Billing Claims"); and

WHEREAS, the Parties have reached agreement as outlined in a Settlement Agreement and Mutual Release (hereinafter the "Agreement") to take certain actions to reduce the likelihood that such errors can occur in the future and to address the financial impact to the Township related to the Under-Billing Claims as contained in;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey, that it hereby authorizes and approves the Settlement Agreement and Mutual Release between the Township of North Brunswick and the American Water; and

BE IT FURTHER RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute and the Clerk to witness the Settlement Agreement and Mutual Release.)


Robert Lombard
Business Administrator

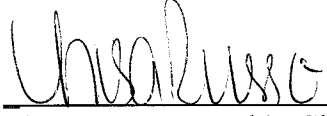

Ronald Gordon, Esq.
Township Attorney
Approved as to legal form

ROLL CALL:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
NARRA				
ANDREWS				
CORBIN				
DAVIS				
SOCIO				
NICOLA				
WOMACK				

CERTIFICATION

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 15, 2014.


Lisa Russo, Township Clerk

C. R. Lombard
of Princeton